Case 1:14-cv-03446-RMB-RLE Document 44 Filed 01/29/15 Page 1 of 1 USDC SDNY DOCUMENT

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JOEL THOME

OEL THOME

Plaintiff

14 CV 3446 (RMB)

**ELECTRONICALLY FILED** 

- against -

**ORDER** 

THE ALEXANDER & LOUISA CALDER FOUNDATION, et al.

Defendants.

In accordance with the discussion at today's conference, Defendants' motion to dismiss [#18] is hereby dismissed without prejudice. (See Hearing Tr., dated Jan. 29, 2015.) The next conference will be held on May 7, 2015 at 10:00.

Dated: New York, New York January 29, 2015

RICHARD M. BERMAN, U.S.D.J.